



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF VIRGINIA

COMPLAINT UNDER CIVIL RIGHTS ACT 42 U.S.C. § 1983

Action Number \_\_\_\_\_  
(To be supplied by the Clerk, U.S. District Court)

Please fill out this complaint form completely. The court needs the information requested in order to assure that your complaint is processed as quickly as possible and that all your claims are addressed. Please print/write legibly or type.

I. PARTIES

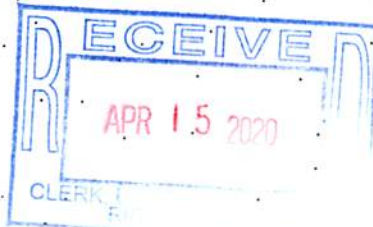
A. Plaintiff:

1. a. Marquis Wilson b. 1435580  
(name) (inmate number)  
c. P.O. Box 430  
430  
(address)  
Dillwyn, VA 23930

Plaintiff MUST keep the Clerk of Court notified of any change of address due to transfer or release. If plaintiff fails to keep the Clerk informed of such changes, this action may be dismissed.

B. Defendant(s):

Plaintiff is advised that only persons acting under color of state law are proper defendants under section 1983. The Commonwealth of Virginia is immune under the Eleventh Amendment. Private parties such as attorneys and other inmates may not be sued under section 1983. In addition, liability under section 1983 requires personal action by the defendant that caused you harm. Normally, the Director of the Department of Corrections, wardens and sheriffs are not liable under section 1983 just because they supervise persons who may have violated your rights. These persons are liable only if they were personally involved in the alleged deprivation. In addition, prisons, jails, and departments within an institution are not persons under section 1983.



1. a. HAROLD W. CLARK b. VDOC Director  
(name) (title/job description)
- c. 6900 ATMORE DR  
(address)
- RICHMOND VA 23225
2. a. BARRY MARANO b. STATEWIDE SW ADA COORDINATOR  
(name) (title/job description)
- c. 6900 ATMORE DR  
(address)
- RICHMOND VA 23225
3. a. MR G SINK b. ADA COORDINATOR  
(name) (title/job description)
- c. 1349 CORRECTIONAL CENTER Rd  
(address)
- DILLWYN VA 23936

If there are additional defendants, please list them on a separate sheet of paper. Provide all identifying information for each defendant named.

Plaintiff MUST provide an address for defendant(s) in order for the court to serve the complaint. If the plaintiff does not provide an address for a defendant, that person may be dismissed as a party to this action.

In addition, plaintiff MUST provide a copy of the completed complaint and any attachments for EACH defendant named.

## II. PREVIOUS LAWSUITS

A. Have you ever begun other lawsuits in any state or federal court relating to your imprisonment? Yes ☒ No ☐

B. If your answer to A is YES: You must describe any lawsuit, whether currently pending or closed, in the space below. [If there is more than one lawsuit, you must describe each lawsuit on another sheet of paper, using the same outline, and attach hereto.]

1. Parties to previous lawsuit:

Plaintiff(s) MARQUIS R. W. ISON  
~~HAROLD W. CLARKE, JR~~

Defendant(s) HAROLD W. CLARKE, DR MARK AMONETTE  
BARRY MARANO, EDDIE L. PEARSON, STEPHANIS ROBERTSON

2. Court [if federal court, name the district; if state court, name the county]: EASTERN DISTRICT OF VIRGINIA

3. Date lawsuit filed: AT OR ABOUT 6-13-2014

4. Docket number: 1:17-CV-1487

5. Name of Judge to whom case was assigned:

Judge FERNANDO GARCIA

6. Disposition [Was case dismissed? Appealed? Is it still pending? What relief was granted, if any?]:

DISMISSED

### III. GRIEVANCE PROCEDURE

A. At what institution did the events concerning your current complaint take place? BUCKINGHAM COASTAL CENTER

B. Does the institution listed in A have a grievance procedure? Yes ☒ No ☐

C. If your answer to B is YES:

1. Did you file a grievance based on this complaint? Yes ☒ No ☐

2. If so, where and when (BKCC) DEC 7, 2019

3. What was the result? UNFOUNDED

4. Did you appeal? Yes ☒ No ☐

5. Result of appeal: All administrative remedies  
HAVE BEEN EXHAUSTED REGARDING THIS ISSUE

D. If there was no prison grievance procedure in the institution, did you complain to the prison authorities? Yes [ ] No [ ]

If your answer is YES: What steps did you take?

E. If your answer is NO, explain why you did not submit your complaint to the prison authorities.

IV. STATEMENT OF CLAIM:

[State here as briefly as possible the facts of your case. Describe how each defendant is involved and how you were harmed by their actions. Also include the names of any other persons involved, dates and places of events. You may cite constitutional amendments you allege were violated, but do not give any legal arguments or cite any cases or statutes. If you intend to allege several related claims, number and set forth each claim in a separate paragraph. (Attach additional sheets if necessary.)]

STATEMENT OF CLAIM ATTACHED

## V. RELIEF

I understand that in a section 1983 action, the Court cannot change my sentence, release me from custody or restore good time. I understand I should file a petition for a writ of habeas corpus if I desire this type of relief. MLW [please initial]

The plaintiff wants the Court to: [check the remedies you seek]

- ☒ award money damages in the amount of \$ \$5000.00  
☒ grant injunctive relief by IT DEEMS APPROPRIATE TO REMEDY  
☒ Other THAT THE COURT award PLAINIFF any  
FURTHER RELIEF DEEMED APPROPRIATE

## VI. PLACES OF INCARCERATION

Please list the institutions at which you were incarcerated during the last six months. If you were transferred during this period, list the date(s) of transfer. Provide an address for each institution.

GREEN ROCK CORRECTIONAL CENTER  
PO BOX 1000 (ATOR ABOUT)  
CHATHAM, VA 24531 (9-4-2019)

## VII. CONSENT

CONSENT TO TRIAL BY A MAGISTRATE JUDGE: The parties are advised of their right, pursuant to 28 U.S.C. § 636(c), to have a U.S. Magistrate Judge preside over a trial, with appeal to the U.S. Court of Appeals for the Fourth Circuit.

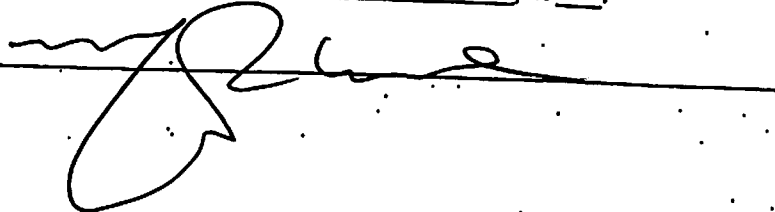
Do you consent to proceed before a U.S. Magistrate Judge: Yes [ ] No [ ]. You may consent at any time; however, an early consent is encouraged.

## VIII. SIGNATURE

If there is more than one plaintiff, each plaintiff must sign for himself or herself.

Signed this 23 day of MARCH, 19 2020

Plaintiff

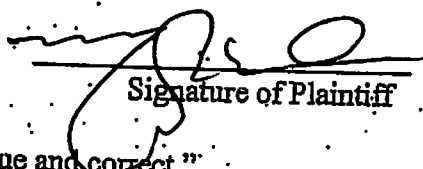


### IN FORMA PAUPERIS AFFIDAVIT

I hereby apply for leave to proceed with this complaint without prepayment of fees or costs or giving security therefore. In support of my application, I state under oath that the following facts are true:

1. I am the plaintiff in this complaint, and I believe that I am entitled to redress.
2. I am unable to prepay the costs of said action or give security therefore, because:  
I ONLY RECEIVE \$80 DOLLARS A MONTH FROM  
FAMILY WITHOUT JOB FROM INSTITUTION
3. I have no assets or funds which could be used to prepay the loan or costs except:  
CORRECT!! - NONE

(Write "none" above if you have nothing; otherwise, list your assets)

  
Signature of Plaintiff

"I declare under penalty of perjury that the foregoing is true and correct."

Executed on this 23 day of MARCH, 19 2020.

  
Signature of Plaintiff

IT IS NO LONGER NECESSARY TO HAVE YOUR PETITION NOTARIZED.

### CERTIFICATE

I hereby certify that the petitioner herein has the sum of \$ \_\_\_\_\_ on account too his credit at the penal institution where he is confined. I further certify that the petitioner, likewise has the following sureties to his credit according to the records of said penal institution.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Authorized Officer of Penal  
Institution



IN THE United States District  
Court For THE Eastern District  
OF Virginia

Richmond Division

MARQUIS Wilson,  
Plaintiff,

Civil Action No. \_\_\_\_\_  
Demand For jury Trial

VS.

Virginia Department of Corr.  
Harold W. Clarke, VDOC Director,  
Dr. Mark Amonette, MD, VDOC Chief Physician  
Barry Marand, VDOC (SW) ADA Coordinator  
Mr Woodson, Lead warden (BKCC)  
Mr J. Snoddy, Assistant Warden (BKCC)  
Mr G. Sink, ADA Coordinator, Umy Build C/D  
Major K Goldman, Chief of Security  
Ms B. Trent, Chief of Housing Programs  
Ms C. Bryant, Institutional Opr. Mgr  
Dr Ohio, Institutional Chief Physician  
Dr Quinn, Psychologist Senior  
Mr. J. Lynch, Umy ~~A~~ A/B  
Mr AND Ms John Dos  
Defendants.



# COMPLAINT UNDER CIVIL RIGHT ACT, 42 USC § 1983

## I. Parties

### A. Plaintiff:

1. Plaintiff, Marquis Wilson ("Plaintiff") #435580, pro se, At all times relevant to this complaint, was a prisoner at (BKCC) 1349 Correctional Center Road, ~~TX~~ Dillwyn, VA 23936, A Level 3 facility within the Virginia Dept. of Correction ("VDOC").

### B. Defendant(s):

1. Defendant; Harold W. Clarke ("Clarke"), Dir. Virginia Department of Corrections, 6900 Atmore Drive, Richmond, VA 23225, is responsible for day-to-day operations of (VDOC). Clarke is aware of VDOC policies and procedures regarding deaf, hard of hearing, and vision impaired individuals. Clarke's primary duty is to oversee VDOC employees and its system of state correctional facilities. Clarke has authority to establish, alter, and →



implement VDOC policies and procedures. At all times relevant to this complaint, CLARKS was acting under color of State and ~~Federal~~ law. He is sued in his individual and official capacities.

2. Defendant, Dr. Mark Amonette MD ("Amonette") VDOC Chief Physician 6900 Atmore Dr, Richmond Virginia 23225, is responsible for the oversight of medical services, including (ADA) accommodations, provided to prisoners in VDOC facilities at all times relevant to this complaint. ~~Dr~~ Amonette is aware and responsible for planning, budgeting and supervising all of the health care providers employed or contracted by the VDOC. Amonette is acting under color of state and federal law. He is sued in his ~~acted~~ individual and official capacities.

3. Defendant, Mr. Woodson ("Woodson") Lead Warden, Buckingham Correctional Center (BKCC), 1349 Correctional ~~Center Rd~~ Center Rd Dillwyn, VA 23936, ~~was~~ was the highest ranking official at (BKCC) all times →



## IV, STATEMENT OF CLAIM

### PRELIMINARY STATEMENT

1. This is a civil rights action brought pursuant to 42 U.S.C. § 1983, under the jurisdiction of §§ 1331 & 1343, to vindicate Plaintiff's rights under the Americans with Disabilities Act ("ADA"), the Rehabilitations Act ("RA"), the Religious Land Use and Institutionalized Persons Act ("RLUIPA"), the First and Fourteenth Amendments to the Constitution of the United States.
2. Plaintiff, a Virginia prisoner proceeding ~~pro se~~, alleges that the named defendants herein willfully refused to comply with VDOC Operating Procedures, and State and Federal law, including the ADA, RA, and RLUIPA by ~~Arbitrarily~~ Arbitrarily denying Plaintiff's many entreaties VDOC authorized and medically recommended Auxiliary Hearing accommodation equipment, prescribed Single cell status and to assist Plaintiff with his Communication due



to His Hearing impairment and or disabilities.

3. Moreover, Plaintiff, who is a Hard of Hearing individual, asserts that because of the named defendants' deliberate Indifference to ~~His~~ His ~~disability~~ disability needs, Plaintiff has been discriminatorily deprived of, and continues to be deprived of, his constitutional Rights to free exercise of his Religion in a ~~manor~~ manner ~~is~~ equivalent to that of others similarly situated ~~noted~~ individual.

### STATEMENT OF THE FACTS

4. Virginia Department of Corrections ("VDOC") is the Virginia state agency responsible for the supervision and custody of over 30,000 incarcerated individuals.
5. Upon information and belief, the "VDOC" provides Housing and accommodations for ~~than~~ ~~1000~~ 1000 prisoners who vison impaired qualify as Hard of Hearing, or disabled
- (5)



under the protection of the Americans with Disabilities Act.

6. Upon information and belief, the "VDOC" determines the medical accommodations, including ~~ADA~~ "ADA" Auxiliary accommodations, prisoners may receive and medical staff has little if not no authority to override VDOC criteria.
7. Upon information and belief, VDOC Operating Procedures 841 G and 801.3 governs ~~those~~ those who are unable to hear well enough, vision impaired, mental impairment, or would otherwise be defined as disabled who qualify as individuals with disabilities under the Americans with Disabilities Act as by ~~the~~ the ADA Amendment of 2008."
8. Plaintiff is a qualified ~~and~~ individual with mental illness and Hard of Hearing disabilities within the meaning of Title II of the ADA, 42 U.S.C. § 12131(2), and the Rehabilitation Act, 29 U.S.C. ~~Section 706(2)(B)~~ ~~§ 706(2)(B)~~ Section 706(2)(B).



9. Upon information and belief, the VDOC receive federal financial assistance within the meaning of 28 U.S.C. § 794(e).
10. Upon information and belief, Buckingham Correctional Center now ~~formerly~~ houses Virginia's prison population with ADA recognized disabilities.
11. On or about 9/5/2019 ~~Plaintiff~~ Plaintiff was transferred from Green Rock Corr Center ("GRCC") to ("BKCC") for medical treatment.
12. Upon information and belief, Auxiliary accommodations are distributed by "VDOC" officials to deaf and hard of hearing individuals from (Keefe) Third party purchase due to the fact that "Keefe" is VDOC dependable vendor!!
13. Upon Plaintiff's arrival to (BKCC) plaintiff was assigned to general population pod in (BKCC) and still live or is assigned to general population whereas



SPECIAL~~LY~~ THERAPEUTIC MEDICAL NEED OR NOT BEING MET NEITHER IS ~~PLAINTIFF~~ PLAINTIFF RECEIVING MEDICAL TREATMENT FOR HIS VISION IMPAIRMENT, MENTAL HEALTH, CTS, PTSD, AND OR HEARING IMPAIRMENT.

Violation of the Virginians with Disabilities Act  
(Code of Virginia § 51.5-40)

1. PLAINTIFF REALIZES AND INCORPORATES BY REFERENCE EACH AND EVERY ALLEGATION ABOVE AS IF FULLY SET FORTH HEREIN.

A. THE ~~VIRGINIA~~ VIRGINIANS WITH DISABILITIES ACT REQUIRES THAT NO "qualified person with a disability SHALL, on the basis of, disability, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any programs or activity receiving STATE FINANCIAL ASSISTANCE OR under any program or activity conducted by or on BEHALF of any state agency;" Code of Virginia § 51.5-40.



B. The operation of defendants and their ~~separate~~ departments, agencies, and instrumentalities are programs or activities within meaning of Code of Virginia § 51.5-40.

C. At all times relevant to this action, the Virginians with Disabilities Act was in full force and effect in the United States and plaintiff had a right not to be subjected to discrimination on the basis of ~~his~~ their disability by defendants. Code of ~~Virginia~~ Virginia § 51.5-40.

D. Defendants, acting under color of Virginia law, subjected Plaintiff to discrimination solely on the basis of his disability, in violation of his rights under the Virginians with ~~Disabilities~~ Disabilities Act. They have done this by failing to provide effective communication and adequate access to qualified sign interpreters and other auxiliary aids and services.



F. Defendant's Failure to provide effective communication for individuals with vision, DEAF, or Hard of HEARING disabilities denied and continues to deny, solely on the basis of their disability, Plaintiff the same access to defendant's services, benefits, activities, programs, and privileges as the access provided to HEARING and vision ~~and~~ individuals.

G. On information and belief, the failure to provide effective communications and the failure to provide comparable access to services, benefits, activities, programs, or privileges are policies, regular practices and/or customs of Defendants. These failures are ongoing and continue to this date.

Violation of Code of Virginia  
§ 2.2-3401

i. Plaintiff recalls and incorporates by reference each and every allegation above as if fully set forth herein.



2. The Code of Virginia requires that whenever a deaf person applies for or receives any license, service, assistance or other rights or benefit provided by a state agency, the agency shall either request the Department for the Deaf and Hard-of-Hearing to appoint a qualified interpreter for the Deaf or appoint such an interpreter from the list of qualified interpreters maintained by the Department to assist the deaf person in communicating with agency personnel." Code of Virginia § 2.2-3401(B).
3. VDOC, Community Corrections, VC Enterprises, VC Education, VCUHS, MCV, and Powhatan, PSCC, BRCC, GCC, GRCC are state agencies that provides services, assistance, and benefits to the Plaintiff within the meaning of Code of Virginia § 2.2-3400. THESE SERVICES, assistance and benefits include but are not limited to: Classes and programs offered by VDOC, VC Education and VC Enterprises, medical services offered by "VDOC", VCUHS and MCV, Religious services, ~~recreation~~



Means of external communications; and communication with "VDOC" personnel.

4. Plaintiff Hawk requested services, assistance, and benefits from defendants, including but not limited to, the services, assistance, and benefits alleged above and Hawk requested that interpreters be provided.
5. Defendants, through their policies and practices, consistently fail to provide adequate access to signs for the vision impaired Deaf, and/or Hard of Hearing individuals in VDOC's Custody, control, and supervision, in violation of Code of Virginia § 2.2-3401.
6. Defendant's failure to comply with Code of Virginia has resulted in harm to Plaintiff, and defendants are liable to Plaintiff for harms suffered. Defendant's failure to comply with the Code of Virginia will continue to result in harm to Plaintiff, as Plaintiff will continue to be in the custody or supervision of



VDOC and will continue to attempt to use or avail themselves of the services, benefits, activities, programs, and privileges of Defendants. This harm will continue unless and until defendants are ordered by the Courts to make modifications to their policies, practices, and procedures pursuant to the Code of Virginia.

Violation of the Religious Land Use Institutionalized Person Act of 2000 "Substantial Burden on Religious Exercise"  
(42 U.S.C. § 2000cc et seq.)

1. Plaintiff alleges and incorporates by reference each and every allegation above as if fully set forth herein.

A. Governments may not impose substantial burden on the religious exercises of institutionalized person even if the burden results from a rule ~~of~~ of general applicability.  
42 U.S.C. § 2000cc-1-(a)



- B. Plaintiff is a "institutionalized person" within the meaning of THE Religious Land Use and Institutionalized Person Act of 2000, 42 USC, § 2000cc-1.
- C. As a department, agency, or ~~instrumentality~~ instrumentality of the Commonwealth of Virginia, VDOC is a government within the meaning of the Religious Land Use and Institutionalized Person Act of 2000 ("RLUIPA"), 42 USC, § 2000cc-5(4).
- D. THE claims under (RLUIPA) are brought against VDOC ~~and~~ Defendants in their official capacities as employees of VDOC and VDOC.
- E. VDOC and THE VDOC (RLUIPA) defendants have deprived and continues to deprive Plaintiff of His rights to the free exercise of Religion, as secured by (RLUIPA) by unlawfully imposing a substantial burden on Plaintiff Religious exercise. They have done this by failing to provide interpreters or other means for



enabling Plaintiff to effectively communicate at weekly worship services. THE substantial burden VDOC (RLUIPA) defendants and VDOC have imposed on Plaintiff religious exercise affects ~~plac~~ programs or activities that ~~receives~~ receive Federal Financial assistance.

F. VDOC and the VDOC (RLUIPA) Defendants failure to comply with (RLUIPA) has resulted in harm to Plaintiff, and will continue to result in harm to ~~Plaintiff~~ Plaintiff, as Plaintiff will continue to be in VDOC's custody and continue to participate in weekly ~~use~~ worship services unless and until VDOC and (VDOC RLUIPA) defendants are ordered ~~to~~ By the Courts to make modifications to VDOC policies, practices, and ~~pro~~ procedures pursuant to (RLUIPA).



## Violation of the United States Constitution Freedom from Cruel and Unusual Punishment: Eighth and Fourteenth Amendments (42 USC, § 1983)

1. Plaintiff recalls and incorporates by reference each and every allegation above as it fully set forth herein.
2. Under the Eighth and Fourteenth Amendment of the United States Constitution, excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted" U.S. CONST. amend. VIII
3. VDOC NAMED defendants have, in their individual and official capacities, deprived and continue to deprive Plaintiff of his ~~Right~~ Right to be free from cruel and unusual punishment as secured by the Eighth Amendment to the United States Constitution and made applicable to the States by the Fourteenth Amendment.



4. VDOC ~~NAMED~~ defendants Have systematically denied Plaintiff access to basic Human services ~~and~~ and vital information during His incarceration at Buckingham Correctional Center (BKCC). VDOC NAMED defendants Have failed to notify Plaintiff of prison alerts, announcements, and ~~safety~~ safety instructions. VDOC NAMED defendants Refuse to provide Plaintiff with individual Hearing devices. Moreover, VDOC NAMED defendants Have not provided effective communication between Plaintiff and prison officials and the medical staff at VDOC and MCV. VDOC NAMED defendants actions place Plaintiff at a substantial risk of serious future harm.

5. VDOC NAMED defendants have actual knowledge of the unconstitutional conditions to which Plaintiff was, and continue to be, subject, as Plaintiff Have submitted numerous written complaints to VDOC staff requesting auxiliary aids and services be made available to Him and that an alternative notification system be installed,



6. Despite VDOC NAMED defendants actual knowledge of the substantial medical and safety risk Plaintiff face while in their custody, they continue to disregard Plaintiff medical and other needs in violation of the Eighth and Fourteenth Amendments ~~of~~ of the United States Constitution.
7. VDOC NAMED defendants' failure to comply with the ~~Eighth~~ Eighth and Fourteenth Amendments of the United States Constitution has resulted in harm to Plaintiff, and will continue to result in harm to Plaintiff, as Plaintiff will remain in the custody of "VDOC" and continue to attempt to avail themselves of medical treatment and other services unless and until VDOC NAMED defendants are ~~ordered~~ ordered by the Court to make modifications to their policies, practices and procedures pursuant to the Eighth and Fourteenth Amendments of the United States Constitution.



G. Violation of the United States Constitution Free Exercise of Religion: First and Fourteenth Amendments (42 U.S.C. § 1983)

1. Plaintiff recollects and incorporates by reference each and every allegation above as if fully set forth herein.
2. Under the First and Fourteenth Amend. of the United States Constitution, State "shall make no law respecting an establishment of Religion, or prohibiting the free exercise thereof" U.S. Const. amend. I.
3. VDOC NAMED defendants in their individual and official capacities deprived and continues to deprive Plaintiff of his Free exercise of Religion, as secured by the First Amendment to the United States Constitution and made applicable to the States by the Fourteenth Amendment, by discriminating against Plaintiff because of his mode of speech and by substantially burdening his religious exercise.



4. VDOC NAMED defendants Failure to comply with the First and Fourteenth Amendments of the United States Constitution has resulted in harm to Plaintiff, and will continue to result in harm to Plaintiff as Plaintiff will remain in the custody of VDOC and continue to attempt to participate in weekly worship services unless and until VDOC NAMED defendants are ordered by the Courts to make modifications to their policies, practices, and procedures pursuant to the First and Fourteenth Amendments of the United States Constitution.

H. Violation of the Constitution of Virginia Free Exercise of Religion; Constitution of Virginia Article I, section 16

1. Under the Article I, Section 16 of the Constitution of Virginia, all men are equally entitled to the free exercise of Religion →



And no MAN shall be compelled to frequent or support any religious worship, place, or ministry whatsoever, nor shall be enforced, restrained, molested, or burdened in his body or goods, nor shall otherwise suffer on account of his religious opinions or belief." Va Const art. 7 § 16.

2. VDOC, NAMED defendants Have failed to provide signs or other means for Plaintiff to participate in weekly religious services at BKCC, ~~GRCC~~ GRCC, PSCC. Plaintiff must rely on volunteer to participate in these services.
3. VDOC NAMED defendants Have Deprived and continue to deprive Plaintiff of his Rights to free exercise of Religion, as secured by Article 7, Section 16 of the Constitution of Virginia, by discriminating against Plaintiff because of their speech and by substantially burdening his religious exercise.



4. VDOC NAMED defendants failure to comply with Article I, Section 16 of the Constitution of Virginia Has ~~RESCUE~~ resulted in Harm to Plaintiff, and will continue to result in Harm to Plaintiff, as Plaintiff will REMAIN in the custody of VDOC and continue to Attempt to participate in weekly ~~work~~ worship services unless and until VDOC, VDOC NAMED defendants failure to comply with Article I Section 16 of the Constitution of Virginia Has resulted in Harm to Plaintiff, and will continue to result in Harm to Plaintiff, as Plaintiff will remain in the custody of VDOC and continue to Attempt to participate in weekly worship services unless and until VDOC, VDOC NAMED Defendants are ordered by the Courts to make modification to their policies, practices, and procedures pursuant to Article I Section 16 of the Constitution of Virginia.



## I. PRAYER FOR RELIEF

A. WHEREFORE, Plaintiff RESPECTFULLY REQUEST THAT:

1. THE Court determine that this Action MAY proceed as a pro se pursuant to Federal Rules of Civil Procedures;

2. THE Court appoint counsel pursuant to Federal Rule under THE AMERICANS WITH DISABILITIES ACT TITLE II

3. THE Court adjudicate and decree THAT defendants, by the organizations systems, policies, practices, and conditions described above, have violated and continue to violate TITLE II OF THE (ADA), SECTION 504 OF THE REHABILITATION Act, THE Virginians with Disabilities Act, SECTION 2.2-3401 OF THE Code of Virginia, the Religious Land Use Institutionalized Person Act, and the Constitutions of THE United States and THE COMMONWEALTH of Virginia;



4. That Court enter such declaratory and injunctive relief against Defendants and in favor of Plaintiff as it deems appropriate to remedy past violations of the same;
5. Judgment be entered against defendants in favor of Plaintiff for such nominal, compensatory, and punitive damages suffered by Plaintiff under Section 504 of the Rehabilitation Act and Code of Va. § 51.5-40 and 42 U.S.C. § 1983 in a amount to be determined at Trial;
6. Judgment be entered against defendants in favor of plaintiff for the cost of litigation including reasonable attorneys' fees under Code of Va. § 51.5-46
7. THE Court retain jurisdiction of this matter until defendants demonstrate that they have fully complied with the order of this Court, and that there is a reasonable assurance that defendants will →



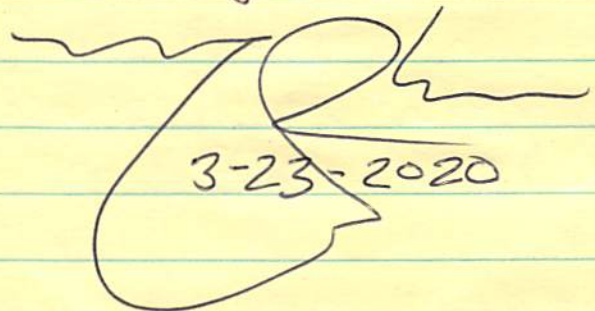
Continue to comply in the future  
absent continuing jurisdiction; and

8. The Court award Plaintiff any  
further relief the Court deems  
appropriate.

### J. Jury Trial Demand

7. Plaintiff by counsel and pursuant  
to Federal Rule of Civil Procedure  
38(b), hereby demand a trial by  
jury on all claims so triable in this  
Action.

Signed



3-23-2020